

FORM TO BE USED BY PRISONERS IN FILING A COMPLAINT UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983

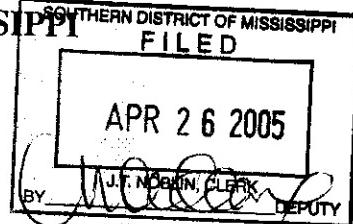
IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI

M.D.O.C. 100175

## COMPLAINT

Armstrong Jacob Knight  
NACIOM / Wall Hall Correctional Facility  
503 South Main St  
Columbia, MS 39429

(Enter above the full name of the plaintiff or plaintiffs and prisoner number of each plaintiff in this action)



V.

CIVIL ACTION NUMBER:

105CV180 LG JMR

(to be completed by the Court)

Defendant's From the  
Harrison Co. Jail  
SEE ATTACHMENT "A".

(Enter above the full name of the defendant or defendants in this action)

## OTHER LAWSUITS FILED BY PLAINTIFF

## NOTICE AND WARNING:

The plaintiff must fully complete the following questions. Failure to do so may result in your case being dismissed.

- A. Have you ever filed any other lawsuits in a court of the United States? Yes (X) No ( )
- B. If your answer to A is yes, complete the following information for each and every civil action and appeal filed by you. (If there is more than one action, complete the following information for the additional actions on the reverse side of this page or additional sheets of paper.)
1. Parties to the action: Plaintiff: Armstrong S. Knight. Defendant's From Harrison Co. Sheriff George Payne Jr. Investigator Carl Rakes Investigator Joey Tracy.
  2. Court (if federal court, name the district; if state court, name the county): SOUTHERN DISTRICT of MISSISSIPPI
  3. Docket Number: 1:05 cv 32 LG VMR
  4. Name of judge to whom case was assigned: Judge Louis Guirola Jr. / Magistrate John M. Roper
  5. Disposition (for example: was the case dismissed? If so, what grounds? Was it appealed? Is it still pending?): CURRENTLY PENDING

## PARTIES

(In item I below, place your name and prisoner number in the first blank and place your present address in the second blank. Do the same for additional plaintiff, if any).

I. Name of plaintiff: Armstrong J. Knight Prisoner Number: 100175  
Address: Macon /Walthall correctional Facility  
503 South Main St, Columbia, Mississippi, 39429

(In item II below, place the full name of the defendant in the first blank, his official position in the second blank, and his place of employment in the third blank. Use the space below item II for the names, positions, and places of employment of any additional defendants.)

II. Defendant: MAJOR Diane GATSON - Riley is employed as  
THE MAJOR, OVER SEER OF JAIL. at HARRISON COUNTY  
ADULT DETENTION CENTER, 10451 JARMIN SMITH DR. GULFPORT MS 39502

The plaintiff is responsible for providing the court the name and address of each plaintiff(s) as well as the name(s) and address(es) of each defendant(s). Therefore, the plaintiff is required to complete the portion below:

**PLAINTIFF(S):**

NAME: \_\_\_\_\_ ADDRESS: \_\_\_\_\_

SEE ATTACHMENT  
"A"

ATTACHMENT "B"

**DEFENDANT(S):**

## ADMINISTRATIVE REMEDIES PROGRAM

A. At the time of the incident complained of in this complaint, were you incarcerated because you had been convicted of a crime?

Yes ( ) No (  )

B. Are you presently incarcerated for a parole or probation violation?

Yes ( ) No (  )

C. Did you present the facts relating to your complaint in the administrative or grievance procedure in your institution?

Yes (  ) No ( )

1. If you answer to C is yes,

a. State the date your claims were presented: Numerous submissions such incident

b. State how your claims were presented. (Written request, verbal request, request for forms)

Written, by grievance form, Hand written, and verbal

c. State the result of that procedure. (You must attach a copy of the final result, such as a certificate from the administrator of the Administrative Remedies Program stating that you have exhausted your administrative remedies.)

REQUEST denied. NO ADMINISTRATIVE Remedy's Hierarchy in place, M.D.O.C, mississippi dpt of corrections made me disposed of ALL my evidence and paperwork upon picking me up..

2. If you have not filed a grievance, state the reasons: REASON N/A

COMPLAINT Procedure TAKEN.

RESULT(s)

1) IN AND AT JAIL HOUSE, TO ADMINISTRATION - - - DENIED.

2) TO Sheriff George PAYNE - - - - - DENIED.

3) HARRISON COUNTY BOARD OF SUPERVISORS - - - NO RETURNED RESPONSE,  
DIRECTED TO OTHERS..

4) MISSISSIPPI STATE "A.C.I.U" "A.O.O.O" - - - NO RETURNED RESPONSE..

### STATEMENT OF CLAIM

- III. State here as briefly as possible the facts of your case. Describe how each defendant is involved. Also, include the names of other persons involved, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of different claims, number and set forth each claim in a separate paragraph. (Use as much space as you need; attach extra sheet if necessary.)

SEE ATTACHMENT "B"

I WAS INCARCERATED AS A PRE-TRIAL DETAINEE FOR (17) SEVEN-  
TEEN MONTH'S, I HAVE BEEN BEATEN ON NUMEROUS OCCASIONS AND  
BY DIFFERENT OFFICERS AND NUMEROUS OTHER RIGHT DEPRIVATIONS,  
TO SUPPORT MY COMPLAINT I HAVE MANY WITNESSES WHICH ARE  
OFFICERS AND INMATES AND AT HARRISON COUNTY, THERE ARE COM-  
PREHENSIVE RECORDS OF ALL ALLEGATIONS AT HARRISON CO. JAIL, MEDICAL,  
GRIEVANCE, EXCESSIVE USE OF FORCE REPORT'S, AND OTHER MATERIAL ETC.

### RELIEF

- IV. State what relief you seek from the court. Make no legal arguments. Cite no cases or statutes.

SEE ATTACHMENT "G"

Signed this 13 day of MARCH APRIL, 2005.

ARMSTRONG J. KNIGHT # 100175  
MARION/WALTHALL CORR. FACILITY  
503 SOUTH MAIN ST. COLUMBIA, MS, 39429  
Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true and correct.

4/13/05  
(Date)

ARMSTRONG J. KNIGHT # 100175  
MARION/WALTHALL CORR. FACILITY  
503 SOUTH MAIN ST. COLUMBIA, MS, 39429  
Signature of plaintiff(s)

ATTACHMENT "A"

Defendant(s)

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1.)

Sheriff George Payne Jr.

Sheriff of Harrison County

10451 Larkin Smith Dr

Gulfport, MS, 39502

2.)

Major Diane Gaston-Riley

Rank of Major of Harrison County Adult Detention Center ("H.C.A.D.C.")

10451 Larkin Smith Dr.

Gulfport, MS, 39502

3.)

Chief Rick Gaston And unidentified officer(s).

Rank of Captain of Harrison County Adult Detention Center ("H.C.A.D.C.")

10451 Larkin Smith Dr

Gulfport, MS, 39502

4.)

Captain Phillip Taylor

Rank of Captain of Harrison County Adult Detention Center ("H.C.A.D.C.")

10451 Larkin Smith Dr

Gulfport, MS, 39502

5.)

Internal Affairs ..... MR EVERETT

ATTACHMENT "A"

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DEFENDANT(s)

INTERNAL AFFAIRS DIV OF HARRISON COUNTY ADULT DETENTION CENTER ("H.C.A.D.C.")

10451 LACKIN SMITH DR

GULFPORT, MS, 39502

6)

INTERNAL AFFAIRS .... MR WHORBY

INTERNAL AFFAIRS DIV OF HARRISON COUNTY ADULT DETENTION CENTER ("H.C.A.D.C.")

10451 LACKIN SMITH DR

GULFPORT, MS, 39502

8.) (A)

MIKE COOKE # U/K

CORRECTIONAL OFFICER OF HARRISON COUNTY ADULT DETENTION CENTER ("H.C.A.D.C.")

10451 LACKIN SMITH DR

GULFPORT, MS, 39502

B.)

J. BARNES NO. U/K

CORRECTIONAL OFFICER OF HARRISON COUNTY ADULT DETENTION CENTER ("H.C.A.D.C.")

10451 LACKIN SMITH DR

GULFPORT, MS, 39502

8.) (A)

SGT D. WOLLARD # 236

SERGEANT OF HARRISON COUNTY ADULT DETENTION CENTER ("H.C.A.D.C.")

10451 LACKIN SMITH DR

GULFPORT, MS, 39502

Attachment "A"

Pg 3 of 4 (A)

DEFENDANT(S)

(B)

SGT Tommy Rogers # 161

Sargent of Harrison County Adult Detention Center ("H.C.A.D.C.")

10451 Larkin Smith DR

Gulfport, MS, 39502.

(C)

CO. .... Mr Clark

Correctional Officer of Harrison County Adult Detention Center ("H.C.A.D.C.")

10451 Larkin Smith DR

Gulfport, MS, 39502

(D)

CO. Justin Richard's

Correctional Officer of Harrison County Adult Detention Center ("H.C.A.D.C.")

10451 Larkin Smith DR

Gulfport, MS, 39502

(E)

SGT. .... IESAY

Sargent of Harrison County Adult Detention Center ("H.C.A.D.C.")

10451 Larkin Smith DR

Gulfport, MS, 39502

(F)

CO. .... DESPE

Correctional Officer of Harrison County Adult Detention Center ("H.C.A.D.C.")

ATTACHMENT

"A"

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DEFENDANT(S)

10451 LARKIN SMITH DR.

GULFPORT, MS, 39502

6.)

TWO UNIDENTIFIED OFFICERS

HARRISON COUNTY ADULT DETENTION CENTER "H.C.A.D.C." EMPLOYEES

10451 LARKIN SMITH DR

GULFPORT, MS, 39502

9.) NINE

(6) ~~six~~ unidentified officers of THE BILoxI TASK FORCE POLICE DEPARTMENT.

conducting IN HOUSE SEARCH AT HARRISON COUNTY ADULT DETENTION CENTER "H.C.A.D.C."

10451 LARKIN SMITH DR

GULFPORT, MS, 39502

10.) TEN

A.) CO. .... BYERS #306

CORRECTIONAL OFFICERS OF HARRISON COUNTY ADULT DETENTION CENTER "H.C.A.D.C."

10451 LARKIN SMITH DR

GULFPORT, MS, 39502

B.)

CO. .... CHAUNCEY # (u/s)

CORRECTIONAL OFFICER OF HARRISON COUNTY ADULT DETENTION CENTER "H.C.A.D.C."

10451 LARKIN SMITH DR

GULFPORT, MS, 39502

ATTACHMENT "B"

pg 1 of 13. (B)

STATEMENT OF CLAIM.SYNOPSIS:

THIS SUIT IS BROUGHT FOR JAIL OFFICERS FROM HARRISON COUNTY FOR BEATING ON ME, NUMEROUS DIFFERENT OFFICERS AT DIFFERENT TIMES.. ON ALL OCCASION'S I SUSTAINED A SUBSTANTIAL AMOUNT OF PHYSICAL ABUSE AND DAMAGE.. ALL PERSONS ARE SUED IN THEIR PERSONAL AND PROFESSIONAL CAPACITY.. OVER MY PRE-TRAIL DETENTION AT HARRISON COUNTY ADULT DETENTION CENTER ("H.C.A.D.C.") WHICH SPANNED A PERIOD OF (17) SEVEN-TEEN MONTHS I WAS BEAT AGAIN AND AGAIN, I DID EXERCISE THE GRIEVANCE PROCEDURE, I WAS NOT ABLE TO OBTAIN RELIEF, AND UPON MISSISSIPPI DEPARTMENT OF CORRECTION'S PICKING ME UP I WAS FORCED TO DISPOSE OF ALL EVIDENCE, FORM'S ETC: AFTER I WAS NOT ABLE TO RECEIVE RELIEF FROM IN-HOUSE GRIEVANCE, MY BROTHER EDWARD KNIGHT DID APPEAL AND COMPLAIN TO THE SHERIFF GEORGE PAYNE AND NO RESULT'S WERE GIVEN, SO HE (EDWARD KNIGHT) WENT TO THE HARRISON COUNTY BOARD OF SUPERVISORS AND STILL DID NOT RECEIVE RELIEF. AND FINALLY A COMPLAINT WAS FILED WITH THE MISSISSIPPI AMERICAN CIVIL LIBERTY'S UNION. AND RECEIVED NO RESPONSE FROM THAT PARTY EITHER. SO, I BRING THIS ACTION AFTER EXHAUSTING ALL WHAT I FIND AVAILABLE.. I WILL ADDRESS MYSELF AS THE PLAINTIFF AND MY ASSAULTER'S AS THE DEFENDANTS.. BESIDES MY BEING BEAT I SUIT FOR UN-SANITARY CONDITIONS AND RELIGIOUS SLANDER..

IN SUMMARY OF EACH DEFENDANTDEFENDANT - (1) -SHERIFF GEORGE PAYNE -

SUED IN HIS PERSONAL AND PROFESSIONAL CAPACITY FOR DELIBERATE INDIFFERENCE TO <sup>PLAINTIFF</sup> TREATMENT WHILE HELD IN ("H.C.A.D.C.") WHILE HAVING PERSONAL KNOWLEDGE TO ~~THE~~ THE PLAINTIFF'S CIRCUMSTANCES FAILED TO EXERCISE

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- EXERCISE ANY POWER IN AT LEAST INVESTIGATE COMPLAINTS BROUGHT BY THE PLAINTIFF AND HIS RELATIVE(S)

2.) DEFENDANT - (2)

MASSE CHIEF GATSON - Riley.

SUED IN HIS PERSONAL AND PROFESSIONAL CAPACITY FOR DELIBERATE INDIFFERENCE TO THE PLAINTIFF'S TREATMENT WHILE HOUSED IN "H.C.A.D.C." WHILE HAVING PERSONAL KNOWLEDGE TO THE PLAINTIFF'S CIRCUMSTANCES BY PERSONAL CONTACT AND RESPONSE TO THE PLAINTIFF, DEFENDANT FAILED TO EXERCISE ANY POWER IN AT LEAST INVESTIGATE COMPLAINTS BROUGHT BY THE PLAINTIFF. AND HAVING ACCESS OF PROOF TO MEDICAL RECORD'S AND PHOTOS TAKEN OF INJURY'S.

DEFENDANT - (3) -

CHIEF RICK GATSON AND UN-IDENTIFIED OFFICER(S)

SUED IN HIS PERSONAL AND PROFESSIONAL CAPACITY FOR PHYSICAL INJURY IN HIS INVOLVEMENT IN ABUSE BY A UN-IDENTIFIED OFFICER, THIS OCCASION WHERE ~~THE PLAINTIFF~~ HAD BEEN BEATEN EARLY THAT DAY AND UPON STEPPING ON ~~THE~~ BACK AND KICKING THE PLAINTIFF'S FACE SLANDERING AND MOCKING THE PLAINTIFF'S RELIGION BY COMMENTS.

DEFENDANT - (4) -

CAPTAIN PHILL TAYLOR

SUED IN HIS PERSONAL AND PROFESSIONAL CAPACITY FOR DELIBERATE INDIFFERENCE TO THE PLAINTIFF'S TREATMENT WHILE HOUSED IN "H.C.D.C." WHILE HAVING PERSONAL KNOWLEDGE TO THE PLAINTIFF'S CIRCUMSTANCES BY PERSONAL DAILY CONTACT, AND, ACCOMPANYING A INTERNAL AFFAIRS OFFICIAL MR WHITBY TO TAKE PHOTOGRAPH'S OF INJURY'S THE PLAINTIFF SUSTAINED IN A ABUSE. AND HAVING PERSONAL KNOWLEDGE OF MANY MISTREATMENTS AND ABUSE.

A  
ATTACHMENT "B"

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5.) DEFENDANT -(5)-

INTERNAL AFFAIRS, MR EVERETT

sued in his personal and professional capacity for deliberate indifference to the plaintiff's treatment while housed in "H.C.A.D.C." while having personal knowledge to the plaintiff's circumstances by personal contact and in interview with the plaintiff about abuse to other inmates and the plaintiff at the time had a black eye and contact to the defendant through friend's and family of the plaintiff's..

Defendant -(6)-

INTERNAL AFFAIRS MR WILHORBY

sued in his personal and professional capacity for deliberate indifference to the plaintiff's treatment while housed in "H.C.A.D.C." while having personal knowledge to the plaintiff's circumstances by contact of the plaintiff and his family and friends, also on occasion where ~~the~~ defendant whitory and capt phil taylor jointly photographed injury's sustained by abuse from officers.

Defendant -(7) - (A),

OFFICER MIKE COOKE

sued in his personal and professional capacity for physical injury in abuse and in perpetration by threat prior to the abuse.. defendant cooke physically abused the plaintiff in B-ZONE, B-BLOCK in "H.C.A.D.C." while being handcuffed and shackled by choking the plaintiff until he passed out and punching him in the face causing his nose to bleed and his eye to become bruised black..

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### Defendant - (7) - (B) -

Officer J. BARN'S

Sued in His personal And professional CAPACITY FOR deliberate indifference TO THE PLAINTIFF'S TREATMENT, ALSO:, FOR depriving THE PLAINTIFF OF HIS ONLY PROPERTY WITHOUT PROCESS WHICH CAUSED WEEKS OF UN-SANITARY HOUSING.  
DEFENDANT BARN'S WHILE HAVING PERSONAL KNOWLEDGE TO THE PLAINTIFF'S CIRCUMSTANCES OF BEING BEAT BY PERSONAL CONTACT AND KNOWLEDGE TO THE ABUSE THE PLAINTIFF HAS SUSTAINED, AND THE INJURY SUSTAINED AT THE TIME WHEN DEFENDANT BARN'S PACKED ALL MY PERSONAL, AND, CELL BELONGINGS UP AND PLACED IT ALL IN B-~~ZERO~~<sup>BLOCK</sup>-B-SECTION HOUSING WHERE I WAS BEATEN BY A OFFICER COOKE AND REMOVED BACK TO ANOTHER SECTION AND OFFICER BARN'S WOULD NOT RETRIEVE MY PROPERTY. RESULTING IN THE LOSS THERE OF AND SPENDING THE NEXT APPROX 36 TO 48 HRS IN A EMPTY CELL WITH NO PROPERTY.

### Defendant - (8) - (A) - (B) - (C) - (D)

(A) SGT D. WOLLARD # 236

(B) SGT TOMMY ROGERS # 161

(C) CO. --- CLARK

(D) JUSTIN RICHARD'S

ALL ARE SUED IN THEIR personal And professional capacity FOR ABUSE AND THE AID OF. ~~THE~~ DEFENDANT WOLLARD, ROGERS, CLARK AFTER ABUSING ANOTHER INMATE HE HAD COME TO ~~THE~~ THE PLAINTIFF'S CELL WHO AT THIS POINT HAD DONE NOTHING. AND WAS ORDERED TO THE FLOOR AND AFTER DOING SO WAS JUMPED BY DEFENDANT'S WOLLARD, ROGERS, CLARK, AND ENTERING WITH THEM WAS C.O. JUSTIN RICHARD'S WHO AFTER THE DEFENDANT'S BEAT THE PLAINTIFF ~~THE~~ DEFENDANT JUSTIN RICHARD'S PUT BOTH HAND CUFF'S AND SHACKLES ON THE PLAINTIFF AND AFTER HE HAD DONE SO DEFENDANT WOLLARD HAD JUMPED ON THE PLAINTIFF'S BACKS

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And continually smash the plaintiff's face and hit the back of his head, afterward removed his shoulder micropom. And choke the plaintiff until he was almost unconscious. AFTER stoping choking the plaintiff while all defendants watched and said nothing, got up and left, defendant Richards then removed the handcuff's and shackles from the plaintiff while making him stay face down until the cell door was shut. AFTER getting up the defendant Richards directly denied the request of medical help. AT APROX 200 AM SGT Dreschill got the plaintiff medical help upon request.

Defendant(s) 8.) (E) (F) (G)

(E) SGT ----- LE JAY

(F) CO----- DESPER

(G) TWO UNIDENTIFIED OFFICERS

ALL ARE sued IN THEIR PERSONAL AND OFFICAL CAPACITY FOR DILITERATE INDIFFERENCE TO THE PLAINTIFF'S TREATMENT WHILE HOUSED IN "H.C.A.D.C." EACH OFFICER HEREIN STOOD IN THE CLOOR WAY STATEING NOT DOING OR SAYING ANYTHING TO THE ACTIONS BEING CONDUCTED BY DEFENDANTS 8.) (A)(B)(C)(D) ABUSING THE PLAINTIFF. AFTER THE ABUSE HAD TAKEN PLACE DEFENDANTS 8.) (E)(F)(G) NEGLECTED TO SEND MEDICAL ATTENTION TO THE PLAINTIFF AND OTHER BEATEN INMATE. FURTHERMORE; DEFENDANT - (E) LE JAY AND (F) DESPER HAVE AND HAD PERSONAL KNOWLEDGE THROUGH CONTACT AND SHOWINGS OF INJURY ABOUT FURTHER AND PAST ABUSE THE PLAINTIFF SUSTAINED BOTH DEFENDANTS DILITERATELY IGNORED THOSE AND THESE OCCASIONS.

Defendant(s) 9.) (A) (B) (C) (D) (E)(F) UNIDENTIFIED.

SUITE ASSESSED AGAINST DEFENDANT(S) 2.) MAJOR DIANE GATSON-RILEY, 3.) CHIEF RICK EASTON, 4.) CAPTAIN PHILL TAYLOR ALL SUPERVISOR AND ADMINISTRATION OF "H.C.A.D.C." FOR THE ACTIONS OF ALL (6) FIVE UNIDENTIFIED OFFICERS OF THE BILOXI TASK FORCE POLICE DPT. SUITE ASSESSED AGAINST DEFENDANTS 2.) 3.) 4.) 5.) INTERNAL AFFAIRS MR EVERETT. IN THEIR PERSONAL AND PROFESSIONAL CAPACITY FOR NEGLECT AND DILITERATE INDIFFERENCE TO THE PHYSICAL INJURY SUSTAINED BY THE PLAINTIFF. THE PLAINTIFF WHILE IN HIS CELL WAS APPROACHED BY A MASKED SUITED OFFICER DEFENDANT UNIDENTIFIED

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(A), while being approached the plaintiff told defendant 9.) (A) He did NOT want any trouble, THE officer told the plaintiff TO come with him. while cooperating with officer He STEPED OUT OF HIS CELL THERE WERE MORE (MANY) MASKED AND SUITED OFFICERS WHO IMMEDIATELY STARTED TO ABUSE THE Plaintiff BY punching, hitting, shoving AND KICKING THE plaintiff TO THE ground, SIMULTANEOUSLY BEING HIT AND KICKED BY UNIDENTIFIED 9.) (B) (C) (D) (E) FOUR OFFICERS THE plaintiff HIT THE GROUND FIRST BY HIS KNEES AND AT THAT INSTANT WAS SHOT FROM BEHIND. UNIDENTIFIED OFFICER 9.) (F) SHOT THE plaintiff WITH A RUBBER BULLET GUN AND WAS STILL HIT AND KICKED UNTIL handcuffed AND shackled THEN dragged TO ANOTHER LOCATION, NUMEROUS OFFICERS INCLUDING DEFENDANT(S) 4.) PHILL TAYLOR 7.) (B) BURNS, ALSO OTHER SGT'S AND INMATES. WHEN THE plaintiff WAS RETURNED TO HIS CELL, HE FOUND HIS CELL WAS NEVER SEARCHED.

10. -EN

Defendant 10.) (A)(B)

A.) co . . . . . BYERS # 306

correctional officers of HARRISON COUNTY ADULT DETENTION CENTER "H.C.A.D.C."

~~B.)~~ co . . . . . chauncy # (u/k)

SUED IN THEIR PERSONAL AND OFFICIAL CAPACITY FOR ABUSE AND INJURY, AND REQUEST TO THE HOUSING TREATMENT. DEFENDANT (B) CHAUNCY HAD HARASSED AND RIDICULED THE plaintiff BASED ON THE FACT OF INCARCERATION. AT TIMES SUCH AS ALLOWING THE PETITIONER HIS ONE HOUR OUT AND THE ISSUE OF THE PETITIONER READING THE NEWS PAPER AND DEFENDANT (B) TAKING THE NEWS PAPER AND USING PHRASES SUCH AS "THAT'S WHY YOU (THE plaintiff) ARE IN HERE (JAIL CELL) AND I (DEFENDANT B) AM OUT HERE" (NOT IN JAIL). AT THIS DAY THE DEFENDANT (B) WAS DENYING THE plaintiff HIS ONE HOUR OUT BUT WANTED THE plaintiff TO SIGN RECEIVING SUCH. A ARGUMENT ENSUED AND DEFENDANT (B) CALLED DEFENDANT (A) AND THE plaintiff WENT AND SAT ON HIS BUNK AND WAS ATTACKED BY OFFICERS DEFENDANT (A) (B) IN WHICH BECAME UNRULY AND DEFENDANT (A) STARTED HITTING THE plaintiff WITH HIS METAL BATON) THEN MASKED THE plaintiff AND WAS TAKEN HANDCUFFED TO THE SHOWER AREA WHEN A SERGEANT AFTER LEARNING DEFENDANT (B) HAS DENIED ALL ~~THE~~ REQUEST AND DENYING HOURS OUT AND THE NEWS PAPER THE SERGEANT REPREMANDED BOTH DEFENDANTS (A) (B).

- EVENTS AND FACTS IN DETAIL -

Pg 7 of 13 (B)

The plaintiff explains the sequence of events in its detail but discloses to the court the roles displayed "in summary of each defendant" become interrelated to and in each other. But each defendant will be outlined by their name and defendant number and letter, shown to the court in chronological order in the start of his seventeen month incarceration. The ~~the~~ plaintiff first submits that he filed numerous complaints with the Harrison County Jail Administration and those documents were lost when Mississippi Dept of Corrections did not allow the plaintiff to take with him his documents. But in support of that, proof is found after the plaintiff's family had contacted the "A.C.L.U." American Civil Liberty Union and congressional of other state (ex A-1-2) and (ex B,1-5.) and affidavit (ex C.-1 ) in support thereof. Also a affidavit from separate persons involved personally in addressing the plaintiff's problems. On some of the occurrences the plaintiff has a problem producing exact dates but medical record's would better narrow things with dates. The plaintiff does come within a 30 day span where no exact date is produced. Also the plaintiff does have the whole name of each defendant where he can provide, otherwise the last name and/or badge no. is provided.

DEFENDANT 7.) (A) OFFICER MIKE COOKE #61K DATE AUGUST 21ST 2002

THE morning of 8/21/04 officer cooke had threatened the plaintiff when he had spoken to the midnight shift officer who related that the midnight shift and plaintiff were arguing. defendant 2.) (A) COOKE entered the plaintiff's cell sitting on his desk in B. Block D-section cell 125 and asked the plaintiff if he knew what a "enforcer" was or a "strong arm". The plaintiff replied in the negative which defendant cooke told him if he didn't clean up his act he would find out. A few hours passed and plaintiff was let out for his hour and he started cleaning the "day room" area. The supervising officer had left and defendant cooke had taken over supervising and asked the plaintiff if he had time to think about what he had to say. The plaintiff did not respond and was called out for a court appearance. At this point defendant 7.) (B) had taken all of the plaintiff's belongings and removed them to

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B-BLOCK B-SECTION, depriving the plaintiff of his property agreeing him, defendant T.) (B) 5. BACKS AFTER THE plaintiff was returned to B-BLOCK D-SECTION cell 125 HE HAD ADMITTED TO TAKING THE PROPERTY BUT WAS NOT <sup>90,19</sup> ALLOWED TO RETURN THE PROPERTY. HE WOULD NOT GIVE THE PLAINTIFF HIS BEDDING IN TURN FORCED THE PLAINTIFF TO STAY IN THE CELL FOR MORE THAN 24 HOURS WITH NOTHING. THE PLAINTIFF UPON RETURNING FROM COURT THE PLAINTIFF WAS TOLD HE WAS NOT ALLOWED BACK TO B-BLOCK D-ZONE BUT HAD TO GO TO B-ZONE. THE PLAINTIFF OBJECTED AND WAS FORCED INTO B-ZONE. AT THIS TIME MANY OFFICERS WERE APPEARING ALSO DEFENDANT COOKE. AT THIS TIME HE TOLD THE PLAINTIFF HE WAS GOING TO GET WHAT HE WAS ASKING FOR, HE WAS GOING TO SHOW THE PLAINTIFF WHAT HE WAS ABOUT. AT THAT POINT HE TOOK OFF HIS UNIFORM SHIRT AND STARTED BEING AGGRESSIVE, THE PLAINTIFF HAD HIS BACK TO THE WALL AND WENT AROUND THE DEFENDANT COOKE AND DROVE TO THE GROUND, DEFENDANT COOKE JUMPED ON THE PLAINTIFF'S BACK AND STARTED TO CHOKE HIM SAYING "THIS IS WHAT YOU WANTED ISN'T IT?" ALL THE WHILE THE PLAINTIFF WAS HARSHLY CUFFED AND SHACKLED AND THE DEFENDANT COOKE HIT THE PLAINTIFF IN HIS FACE CAUSING HIS EYE TO BECOME BLACK AND SWOLLEN TO INSTANTLY TEAR. AND THE PLAINTIFF PASSED OUT FOR A FEW SECONDS FROM THE CHOKEING. UPON WAKING UP OFFICERS TOOK ME OUT OF B-ZONE AND TAKEN TO D-ZONE BACK TO CELL 125 THE PLAINTIFF WAS ANGRY THIS DAY AND REFUSED TO SEE A DOCTOR. THE NEXT DAY A NO OTHER OFFICER PROVIDED A DOCTOR. THE PLAINTIFF SPENT OVER 24 HOURS IN HIS CELL WITH NO BELONGINGS WHICH A NO OTHER OFFICER FINALLY ASSISTED THE PLAINTIFF WITH.

Defendant 2.) Diane GATSON-Riley

Aprox date 8/22/02

THE PETITIONER HAD WRITTEN A GRIEVANCE SUBMITTED TO DEFENDANT 2.) DIANE. THE PLAINTIFF AFTER NOT RESPONDING TO HIS FIRST GRIEVANCE DENIED THE 2ND AND DID NOT DO ANYTHING AT ALL. THE PETITIONER SUSTAINED SERIOUS DAMAGES.

Defendant 3.) Chief Rick Gaston and two unidentified

DATE AUGUST 21st 2002

ON THE AFTERNOON OF THIS DATE OFFICER JOHN GOVARD WAS <sup>ON</sup> DUTY, WHEN MANY OFFICERS AND K-9 DOG UNIT ENTERED B-BLOCK D-ZONE AND MOST OF WHICH WERE WEARING WHITE OFFICIAL SHIRT'S ACCOMPANIED BY CHIEF RICK GASTON. OFFICER JOHN GOVARD TOLD THE PLAINTIFF

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To Be calm and do not do anything besides cooperate, IF I acted up they would let the dog bite me. defendants 3.) Rick Gaston and two unidentified officers entered the cell AFTER making the plaintiff lay face down on the ground and asked the plaintiff IF he was the one giving them so much problems, defendant 3.) RICK GASTON was kicking the plaintiff in the face while he was punched earlier in that day, telling the plaintiff that he BETTER NOT hear anything else of him. The conversation ensued with Threat's and continually stepping on the plaintiff's back and while threatening the plaintiff and kicking him asking him IF he liked it. As defendant 3). GASTON started looking around cell 125 and noticed scriptures and Verses out of the Bible and started making fun of the plaintiff's religion asking him IF he was a "Jesus freak," and a Jesus lover.. All while putting his boot on the back of the plaintiff's neck smashing his face into the ground while leaving he said I needed to get all the "stuff" off the walls and the plaintiff made him sick. THE PLAINTIFF BETTER NOT GIVE ANY OFFICERS ANY MORE PROBLEMS.. THE GROUNCE FOR THIS OCCASION WAS INCLUDED WITH THE PREVIOUS STATED 8/22/02 COMPLAINT. THE KICKING AND SMASHING OF THE PLAINTIFF'S FACE CAUSED HIS NOSE TO START BLEEDING AGAIN.

Defendant 2.) Diane GATSON - Riley received many request and grievance forms about the property which the officer took. which caused the petitioner to be subject to unsanitary conditions for over 30 day's because the plaintiff had no clothes to change out of. He had to borrow a towel to shower with. Defendant Riley was not concerned at all to these issues.

Defendant(s) 8.) (A) - (G)

DATE: November 7 2002

The plaintiff while housed in B-block D-zone cell 129 was beaten by numerous officers. Prior to the incident herein defendant 8.) (C) Clark displayed acting officer over D-zone and a history developed where defendant Clark was abusing the plaintiff and other inmates our hours out but allowing select inmates out for extended hours in

Pg 10. of 13 (B)

IS THE CAUSE OF THIS INCIDENT. IN THIS TIME DEFENDANT CLARK WAS TRYING TO RETURN THE PLAINTIFF AND ANOTHER INMATE AFTER WE HAD JUST BEGIN TO START THE HOUR. A ARGUMENT INSURED IN WHICH CONTACT WITH A SEPARATE OFFICER HAD ASSURED US THE HOUR WE WERE SUPPOSED TO GET AND DEFENDANT CLARK WAS INTERFERING WITH THAT PROMISE. THE PLAINTIFF AND OTHER INMATES WAS IN HANDCUFF'S. DEFENDANT CLARK HAD FORCED OTHER INMATE INTO HIS CELL WHILE THE PLAINTIFF WAS SPEAKING TO THE OTHER OFFICERS THE OTHER INMATE BROKE HIS HANDCUFF'S AND THREW THEM INTO THE DAY ROOM, ALSO BROKE A TRAY HOLE FLAP. AT THIS TIME THE PLAINTIFF WAS PUT BACK INTO HIS CELL. NOW DEFENDANT'S (A) WOLLARD AND (B) ROGERS ALONG WITH (D) RICHARDS (F) DESPER AND TWO UNIDENTIFIED OFFICERS AND (E) LESEY ENTERED B-BLOCK D-SECTION. AFTER OFFICERS FINISH BEATING THE OTHER INMATE DEFENDANT (B) ROGERS CAME TO THE PLAINTIFF'S DOOR AND MADE HIM LAY ON THE GROUND FACE DOWN. UPON OPENING THE DOOR DEFENDANT WOLLARD, ROGERS AND CLARK RUSHED IN AND STARTED TO HIT AND KICK THE PLAINTIFF, ENTERING LAST IS DEFENDANT RICHARDS. AFTER THE BEATING OF THE PLAINTIFF CALMED DOWN DEFENDANT HAD PUT SHACKLES AND HANDCUFF'S AS TIGHT AS POSSIBLE ON THE PLAINTIFF AND WAS THREATENING THE PLAINTIFF. AT THAT MOMENT THEY STOP BEATING ON THE PLAINTIFF. DEFENDANT ROGERS AND WOLLARD BEGAN TO INTERROGATE THE PLAINTIFF ABOUT HIM BREAKING THINGS, THE PLAINTIFF TOLD THEM HE DID NOT BREAK ANYTHING AND THEY WERE BEATING HIM UP FOR NOTHING. AT THIS TIME HE LOOKED FORWARD AND SAW DEFENDANT'S (E) LESEY (F) DESPER AND (G) TWO UNIDENTIFIED OFFICERS LOOKING AT EVERYTHING GOING ON NOT SAYING ANYTHING NOR DOING. AT THE TIME IT IS FOUND THE PLAINTIFF HAS NOT DONE ANYTHING NOR BROKE ANYTHING HE WAS BEING THREATENED BY DEFENDANT ROGERS. AT THAT POINT THE PLAINTIFF BEGINS TO POINT OUT THAT DEFENDANT CLARK CAUSED ALL OF IT AND DEFENDANT WOLLARD STARTED TO ASSERT A ARGUMENT IN WHICH THE PLAINTIFF CUSSED AT HIM BY SAYING "FUCK YOU" AND DEFENDANT WOLLARD SAID "NO ONE CUSSES ME." AND HE JUMPED ON THE PLAINTIFF'S BACK AND PUNCHED HIM NUMEROUS TIMES MAKING HIS <sup>FACE</sup> HIT THE GROUND AND TOOK HIS SHACKLE MICROPHONE AND CHOKE THE PLAINTIFF WITH THE CORD, WHILE TALKING TO HIM. AT THAT TIME DEFENDANT LESEY MADE A SOUND AND DEFENDANT ROGERS SAID "WE WORD'S WHICH MADE DEFENDANT WOLLARD STOP CHOKEING THE PLAINTIFF AND IMMEDIATELY GET UP AND KNEE. EVERYONE BEGINS TO LEAVE BEHIND HIM.

Pg 11. of 13 (B)

Defendant Richards took off the Handcuff and shackles and defendant Rogers made the plaintiff stay face down until they left. The plaintiff asked the officials and mainly defendant Richards and was told no. That the plaintiff would be "All right". At 2:00 in the morning ~~a~~ an officer got medical attention to the ~~defendant~~ plaintiff who was Nurse Patterson and she took records.

Defendant 4.) And 6).

DATE Aprox November 10 in 2002

Defendant 4.) Captain Phillip Taylor was contacted by a friend of the plaintiff who arranged for Internal Affairs to take photographs. The plaintiff was called out and sent to defendant Taylor, who was with defendant 6.) Mr Whorby of Internal Affairs of "H.C.A.D.C." and the plaintiff explained what went on and defendant Whorby had took the plaintiff into the medical facility and made him stand in front of light coming in through the window which was argued back and forth where there was equal and fair lighting to picture injury's in the office, the plaintiff was told if he was not willing to do it the way they wanted, no pictures would be taken. After the photo's were taken which consisted of showing's of bruises and abrasions at various parts of the plaintiff's body. The plaintiff had complained to both officers which did not lead to any showing of concern. No type of investigation ensued. The friend of plaintiff's had contacted Internal Affairs defendant 5.) Mr Everett.

Defendant(s) 9.)

Aprox DATE April/May 2003

The plaintiff while housed in B-block D-zone cell 124. On the said time frame the plaintiff was approached by unidentified defendant (A) who was dressed in full black gear and facemask as all officers. Defendant (A) was told by the plaintiff that he didn't want any trouble and whatever the defendant (A) wanted the plaintiff had no trouble co-operating. Defendant (A) looked at the plaintiff and said "OK come with me", the plaintiff went with the officer and just as he stepped out of the ~~cell~~ there was a crowd of officers who immediately started to punch, kick and ~~shout~~ push the plaintiff involved in

Pg 12. of 13 (B)

unidentified defendants (B) (C) (D) (E) who continuously was beating on the plaintiff and all yelling different things. The plaintiff on his way to the ground got down on his knees first, at the same moment the plaintiff touched the ground unidentified defendant (F) shot the plaintiff from behind with a rubber bullet gun causing serious damage, example as shown (ex D) the petitioner upon being shot layed the rest of the way down and was handcuffed and shackled and a officer draged the plaintiff by his leg chains to the wall, being observed by his next door cell mate and numerous officers. - upon being at the wall a sargent came over and viewed my ~~the~~ injury and made sure I was all right while a different officer was ridiculing the plaintiff in his injury's.. with phrases as "ouch that has to hurt". plaintiff cell was never searched.

Defendant 5.) Mr Everett

DATE: Next day

The plaintiff contacted his friend immediately, to call the doctors. His friend ~~was~~ contacted defendant Everett and caused Everett to make officials take pictures of his injury. shortly after members of criminal investigation division along with a nurse known as "Shelly" came to the plaintiff's cell and photo's were taken and the plaintiff received medical care. Defendant Everett was not present and never contacted the plaintiff for complaint purposes, and never showed concern to the well being of the plaintiff after direct contact.

Defendant 2.) Riley.

DATE: 2 two days latter

The plaintiff contacted defendant Riley and filed grievance in which the plaintiff was denied any resolute, the plaintiff was not blamed for the incident but officer refused to investigate and refused to answer the plaintiff's questions such as identity, use of weapons, cell never being searched ect:-

Defendant(s) 10.) (A) (B)

DATE Aug/Sept 2003

The plaintiff while housed in B-block D-section cell 128. on the above said

Pg 13. of 13 (3)

period THE plaintiff HAD continuing problems with defendant (B) chauncy By HIS deprivring THE plaintiff of HIS one hour out daily, ALSO TAKEING THE plaintiff's NEWS paper AFTER only 20 minutes of HAULING IT ON NUMEROUS occasions AND REFUSING TO call or ALLOW the plaintiff to speak to OTHER officers of the same or HIS RANK. on THIS day Argument ensued where sarcyc in THE morning defendant chauncy Had TAKEN THE News paper AND was THEN TRYING TO FORCE THE plaintiff TO sign A sheet saying HE had BEEN AFFORDED his hour out when IN FACT HE had NOT. defendant chauncy told the plaintiff IF he did NOT sign he would MARK the FORM AS REUSED. THE plaintiff BECAME upset AT THIS and ACCEPTED THE FORM. THE plaintiff PUT A LINE THROUGH HIS NAME AND drosped THE FORM IN FRONT OF THE officers, defendant chauncy Had called for defendant (A) BYERS AND THE plaintiff HAD sat down on HIS RACKS. AT THIS POINT THE officers HAD TAKEN OVER A minute to ENTER THE cell IN WHICH THE plaintiff had BEEN SITTING DOWN, AFTER ENTERING THE <sup>DEFENDANTS</sup> plaintiff HAD RUN UP TO THE plaintiff AND BEGANE PUTTING THEIR hands ON HIM WHICH MADE THE plaintiff BACK UP AND A struggle occurred THE defendant BYERS PULLED OUT HIS METAL BATON AND REPEATEDLY HIT THE plaintiff IN HIS lower sections, simultaneously BEING RESTRAINED BY defendant chauncy AFTER defendant BYERS STOP HITTING THE plaintiff HE pulled OUT HIS MACE AND MADE THE plaintiff AFTERWARDS hand cuffing him AND REQUESTING FOR OFFICER SUPPORT. FIRST TO ARRIVE WAS A SARGENT WHICH WAS A OFFICER THE plaintiff was BEING DENIED ACCESS TO BY defendant chauncy. AFTER THE plaintiff HAD A OPPORTUNITY TO SPEAK, THE SARGENT DID REPRMAND BOTH said defendants.

DEFENDANT 1.) sheriff George Payne Jr. ~~THE~~

Defendant Payne was CONTACTED BY NUMEROUS members of THE plaintiff's FAMILY Namely Edward ERIC KNIGHT who CONTACTED THE ~~plaintiff~~ defendant AND HIS OFFICER(S) AND DID NOT RECEIVE ANY RESOLVE IN THE plaintiff's BEHALF. defendant Payne was AND IS PERSONALLY AWARE OF THE plaintiff's condition and CIRCUMSTANCES WHILE HOUSED IN THE HARRISON COUNTY ADULT DETENTION CENTER. (EX 5-1) (

Attachment "C"

Pg 1 of 1. (c)

Relief.

Wherefore, Plaintiff respectfully pray's THAT THIS COURT GRANTING PLAINTIFF HIS REQUESTED RELIEF herein AS:

A.) A DECLARATION THAT THE ACTS AND OMISSIONS DESCRIBED HEREIN VIOLATED THE PLAINTIFF'S CONSTITUTIONAL RIGHTS UNDER U.S. CONSTITUTION.

B.) A PRELIMINARY INJUNCTION IN PROTECTION OF THE PLAINTIFF IN ANY CASE HE IS RETURNED TO HARRISON COUNTY ADULT DETENTION CENTER FOR ANY PURPOSE INCLUDING - FOR HIS APPEAL'S ETC: PROSESSES, BUT, ORDERED TO HARRISON CO. UPON ANY SUCH RETURN. ALSO: A PERMANENT INJUNCTION RELATED TO "H.C.A.D.C." WHICH UPON THE APPROPRIATE TIME WILL BE SUBMITTED IF THIS SUIT IS SO ACCEPTED BY THE COURT.

C.) COMPENSATORY PHYSICAL DAMAGES IN THE AMOUNT OF 1,000,000<sup>\$</sup> ONE MILLION DOLLARS AGAINST EACH, SEPARATELY, DEFENDANT PHYSICALLY ABUSING THE PLAINTIFF. AND, 500,000<sup>\$</sup> FIVE HUNDRED THOUSAND FOR DEFENDANTS, SEPARATELY, FOR NON-PHYSICAL DAMAGES TITLED SUCH AS UN-SANITARY FORCED CONFINEMENT, SLANDER OF RELIGION ETC. TOTALING APPROX 17,000,000 SEVENTEEN MILLION DOLLARS.

D.) PUNITIVE DAMAGES IN A UN-DISCLOSED AMOUNT TO BE FARTHER FIGURED UPON UNDERSTANDING, BUT, PLEASURABLY NOT LESS THAN REQUESTED UNDER (C) IF THIS SUIT IS SO ACCEPTED BY THE COURT.

E.) A JURY TRIAL ON ALL ISSUES TRIABLE BY JURY.

(F) ALL PLAINTIFF'S COST IN BRINGING THIS ACTION AND RELATED EXPENSES.

G.) ANY ADDITIONAL RELIEF THIS COURT DEEMS JUST, PROPER, AND EQUATABLE.

**Address Street:**

Armstrong J Knight

**Address City:**

10451 larkinsmith Dr

**Address State:**

gulfport  
ms

**Zip Code:**

39503

**Home Phone Number (with area code):**

(916) 368-6558

**Work Phone Number (with area code):**

[REDACTED]

**E-mail Address:**

[REDACTED] 622001@yahoo.com

**The Company/Government Agency This Complaint Is About:** [REDACTED] harrison county jail

**Individual Names:**

severe beatings

major riley

sgt roger, sgt wppard, cheif ga

officer clark, officer richards

**Address Street:**

10451 larkinsmith Dr

**Address City:**

gulfport

**Address State:**

mississippi

**Zip Code:**

39503

**Phone Number :**

228 896 3000

**May We Contact This Company/Agency or Individual(s)?**  
'YES' or 'NO'

yes

**Date of Incident:**

11/7/02

**Have you filed a complaint about this incident with any other agency(ies)?**  
If so, where? If not, put 'NO'

yes sherrifs office,chairman boar

**Are you represented by an attorney in this matter? If so, put 'YES' followed by the name and phone number of the attorney. If not, put 'NO'**

no

Put  
ARMSTRONG  
Knight

AUG 1 26 2003

To

Jim DAVIS

From

Rebecca Moren

2 pages → tickets

4 pages → assault beating  
Report

Thanks.

A-Z

THOMAS F.MUSSER  
206 STATE STREET #C-10  
PORTLAND, MAINE 04101  
207-773-4964

tmusser48@cs.com

NOV.22,2002

CONGRESSMAN ALLEN,

I AM WRITING TO THANK YOU FOR YOUR LETTER ABOUT THE PROBLEMS WITHIN HARRISON COUNTY JAIL IN GULFPORT MISSISSIPPI. YOU HAVE NO IDEA HOW MUCH THIS MEANS TO ME.

HOWEVER I DO STILL HAVE CONCERN'S ABOUT HARRISON COUNTY JAIL. MY FRIEND JOE FRANCIS WAS MOVED . BUT WHILE IN TOUCH WITH HIM AT THAT JAIL I BECAME FRIENDS WITH THE MAN IN THE CELL ACROSS FROM JOE FRANCIS. HIS NAME IS ARMSTRONG J. KNIGHT. JUST AFTER MR. FRANCIS WAS MOVED MR. KNIGHT CALLED ME AND TOLD ME HE HAD BEEN BEATEN BY 2 GUARDS. I IN TURN CALLED A MR. EVERETT OF INTERNAL AFFAIRS. I TOLD HIM AND HE WENT TO SEE MR. KNIGHT. MR. KNIGHT WAS QUESTIONED AND PHOTOS TAKEN . HE ALSO SAW MEDICAL PEOPLE. A WEEK LATER I CALLED MR. EVERETT BACK TO SEE HOW THE INVESTIGATION WAS GOING. I WAS TOLD BY MR. EVERETT THAT MR. KNIGHT'S WOUNDS WERE MINOR. THAT YES, THEY HAD ROUGHED HIM UP BUT IT WAS" NOT ANY BIG DEAL". MR. EVERETT ALSO TOLD ME HE WAS GOING TO BE AWAY AND WAS TURNING THE CASE OVER TO A MR. WORBY. MR.EVERETT TOLD ME MR. KNIGHT HAD BEEN KICKING HIS WALLS AND WOULD NOT CALM DOWN. HE WAS UPSET BECAUSE A FELLOW INMATE HAD JUST BEEN BEATEN AS WELL. MR.EVERETT'S FEELINGS WERE " YES THEY BEAT HIM BUT HE WASN'T HURT." SIR, ANY BEATING IS GOING TO HURT. WHY IS IT BEING ALLOWED IN THE FIRST PLACE? I COULD SEE IT HAPPENING IF MR. KNIGHT WERE CAUSING MAJOR DAMAGE TO SOMETHING OR SOMEONE. HE WAS UPSET ABOUT A FELLOW INMATE AND LET IT SHOW. THEREFORE HE WAS BEATEN. AFTER I RECIEVED THE CALL FROM MR. KNIGHT AND CALLED INTERNAL AFFAIRS ABOUT HIS BEATING THE PHONES IN THE JAIL FOR INMATE'S USE WERE ALL SHUT OFF. THEY ARE STILL SHUT OFF AS OF THIS WRITING. WHAT IS THE JAIL AFRAID OF THAT THEY MUST SHUT OFF PHONE COMMUNICATIONS FOR INMATES HOUSED THERE?

I AM ASKING YOU TO PLEASE SEND THE COPY OF A STATEMENT MR. KNIGHT WROTE ABOUT THE INCIDENT TO THE JUSTICE DEPARTMENT IN WASHINGTON D.C. TO SEE THAT THIS JAIL IS MONITORED AND FIND OUT WHAT REALLY HAPPENED TO MR. KNIGHT.

B - 1

I HOPE YOU WILL LOOK INTO THIS FOR ME. THANK YOU FOR YOUR TIME  
AND SUPPORT.  
RESPECTFULLY,  
THOMAS F. MUSSER

B-2



Civil Rights Division

FEB 24 2003

Office of the Assistant Attorney General

Washington, D.C. 20035

FEB 20 2003

The Honorable Thomas H. Allen  
Member, U.S. House of Representatives  
234 Oxford Street  
Portland, ME 04101

Dear Congressman Allen:

This is in response to your letters on behalf of your constituent, Mr. Thomas F. Musser, forwarding additional information concerning conditions at the Harrison County Adult Detention Facility in Gulfport, Mississippi. Mr. Musser continues to be concerned with regard to excessive use of force by prison guards upon a friend of his and other inmates incarcerated at the jail. We apologize for the delay in responding.

In our previous response we outlined the Civil Rights of Institutionalized Persons Act, 42 U.S.C. § 1997, and the authority it grants the United States Department of Justice to investigate conditions of confinement in correctional facilities where it is alleged that prisoners are being deprived of constitutional rights pursuant to a pattern or practice of resistance to the full enjoyment of those rights.

As you are aware, with regard to the Harrison County Adult Detention Facility, we filed a lawsuit alleging that conditions of confinement were unconstitutional. Our lawsuit was resolved through the entry of a Consent Decree requiring Harrison County to improve conditions at the jail. We continue to monitor compliance with this Consent Decree and appreciate you bringing these further allegations to our attention.

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-2-

Please do not hesitate to contact the Department if we can  
be of assistance in other matters.

Sincerely,

Ralph F. Boyd, Jr.  
Assistant Attorney General

B-4

1ST DISTRICT OF MAINE

1717 LONGWORTH HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515  
(202) 225-6118  
234 OXFORD STREET  
PORTLAND, ME 04101  
(207) 774-5019

DEMOCRATIC AT-LARGE WHIP  
HOUSE OCEANS CAUCUS  
CO-CHAIR



# Congress of the United States

## House of Representatives

Washington, DC 20515-1901

SUBCOMMITTEES:

MILITARY PROCUREMENT

MILITARY RESEARCH AND DEVELOPMENT

MERCHANT MARINE PANEL

COMMITTEE ON  
GOVERNMENT REFORM

SUBCOMMITTEES:

NATIONAL SECURITY, VETERANS AFFAIRS,  
AND INTERNATIONAL RELATIONSCRIMINAL JUSTICE, DRUG POLICY  
AND HUMAN RESOURCES

234 Oxford Street  
Portland, Maine 04101

February 28, 2003

Mr. Thomas Musser  
206 State St, Apt. C10  
Portland, Maine 04101-3762

Dear Mr. Musser:

I am enclosing the Department of Justice's response to my inquiry on your behalf. As you will see, the Department is closely monitoring the situation at the Harrison County Adult Detention Facility in Gulfport, Mississippi. If you have further questions, please do not hesitate to contact Leslie Merrill in my Portland office. The telephone number is 774-5019.

I am pleased that I was able to assist you in this matter.

Sincerely,

Tom Allen  
Member of Congress

THA/lpm

B-5

AFFIDAVIT

FACTS AND CIRCUMSTANCES.

I Armstrong S. Knight do hereby swear under the penalty of perjury  
THAT THE BELOW IS TRUE AND CORRECT AND WILL ATTEST TO THE SAME IN COURT.

I Armstrong S. Knight was a pre-trial detainee for Aprox (17) seventeen  
In Harrison County Adult Detention Center And was BEATTEN ON NUMEROUS occasions  
And FILED A GRIEVANCE ON each occasion I WAS BEATTEN. THE GRIEVANCES WERE  
MADE TO MAJOR DIANE RILEY AND MULTIPLE ADMINISTRATION PERSONNEL.  
Also FILED A GRIEVANCE WHICH WAS NOT RESPONDED TO AND / OR DENIED.  
ARE WHEN I HAD NO PROPERTY AND SUBJECT TO UN-SANITARY HOUSING  
RELIGIOUS SLANDER, RIDICULENG OF ME BY OFFICERS AND OTHER.

NON-ABUSIVE GRIEVANCES.

ALSO:

I HAD THE FULL SUBMISSION WITH RESPONSE OF GRIEVANCES THAT  
WERE ANSWERED AND UPON MISSISSIPPI DPT OF CORRECTIONS PICKING  
ME UP I WAS FORCED TO LEAVE THOSE AND OTHER RELATED  
PAPERS.

C

I SIGN FREELY AND WILLINGLY

Armstrong S. Knight  
sign

JAN 18<sup>th</sup> 2005

DATE

10  
-  
-

AFFIDAVIT FACTS AND CIRCUMSTANCES

I SWEAR THE ABOVE AND BELOW IS TRUE AND CORRECT UNDER THE PENALTY OF PERJURY AND WILL TESTIFY IN ANY COURT OF LAW.

I Ed Knight was in Gulfport Mississippi during the time my brother Armstrong Jacob Knight was incarcerated in the Harrison County Adult Detention Center.

During Armstrong Knight's incarceration I visited him on a regular basis. I witnessed at those visitations injury's he sustained from beating's endured from STAFF AT THE JAIL. Including but NOT limited to Bruise's abrasion's and a wound inflicted by A GUN OF SOME TYPE.

I was personally ACTIVE IN FILING COMPLAINT'S TO THE JAIL, SHERIFF, BOARD OF SUPERVISORS, AND MISS. CIVIL LIBERTY UNION AND MANY OTHER DPT'S. I HAVE PERSONAL KNOWLEDGE THROUGH CONTACT WITH THESE PERSON'S HE WAS REALLY BEATEN BY OFFICERS.

I SIGN FREELY AND WILLINGLY.

2-1

Ed Knight  
SIGN

SEPT. 18. 2004

DATE: